IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FOURTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

And

THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 17805 of 2003

Between:

1 The Senior Superintendent of Post Offices, Vijayawada Division, Vijayawada-520001.
2 The Postmaster General, Vijayawada Region, Vijayawada-520010.
3 The Chief Postmaster General, A.P., Circle, Hyderabad-500 001.
4 Union of India, represented by the Director General, Department of Posts, Dak Bhavan, New Delhi 110001.
5 The Assistant Superintendent of Post Offices, Vijayawada South Sub-Division, Vijayawada-520001.

..... PETITIONERS

AND

Parasaram Ramakrishna, S/o.late P.Raghuramacharyulu, Extra-Departmental Branch Postmaster (EDBPM), Velpur B.O., A/w idamanuru S.O., under Buckinghampet H.O., Vijayawada Division, Pin Code:521104.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ of certiorari or any other appropriate writ, order or direction, calling for the records, pertaining to O.A.No.947 of 2002 dated 16.12.2002 on the file of the Hon'ble Central Administrative Tribunal, Hyderabad Bench, Hyderabad, and quash the same as illegal, arbitrary, contrary to law, and unconstitutional, and declare the same void ab initio, null and void and non-est in the eye of law;

Counsel for the Petitioners: MR.A.RAJASHEKAR REDDY (SENIOR STANDING COUNSEL FOR CENTRAL GOVERNMENT)

Counsel for the Respondent: MR.T.V.V.S.MURTHY

The Court made the following:

ORAL ORDER: (per GB.J.)

The Writ Petition is filed by the Central Government assailing the order passed by the Central Administrative Tribunal for short Tribunal) in O.A.No.947 of 2002, dated 16.12.2002.

2. The matter relates to promotion to the post of Postmaster in the promotion category ear-marked for OBC candidates.

3. Similar issue was decided by the Tribunal in O.A.Nos.70 and 601 of 2002 on 30.9.2002. Though the Department carried the matter in Writ Petition Nos.5450 and 5570 of 2003, this Court dismissed the said Writ Petitions by its order dated 21.10.2003. The Tribunal passed the impugned order basing on the orders passed by it in the aforesaid O.A.Nos.70 and 601 of 2002. Since this Court has affirmed that order, this Writ Petition is liable to be dismissed affirming the order passed by the Tribunal in O.A.No.947 of 2002.

4. In the result, the Writ Petition is dismissed. No costs.

G.BIKSHAPATHY, J.

4th February, 2005.

P.S.NARAYANA, J.

SSR

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Senior Superintendent of Post Offices, Vijayawada Division, Vijayawada-520001.
2 The Postmaster General, Vijayawada Region, Vijayawada-520010.
3 The Chief Postmaster General, A.P., Circle, Hyderabad-500 001.
4 The Director General, Department of Posts, Union of India, Dak Bhavan, New Delhi 110001.
5 The Assistant Superintendent of Post Offices, Vijayawada South Sub-Division, Vijayawada-520001.

6 The Registrar, Central Administrative Tribunal, Hyderabad.

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